PretiFlaherty

BRIAN M. QUIRK ATTORNEY AT LAW

FILED TO: ADMINISTRATIVEHEARINGS@SOS.NH.GOV

September 19, 2011

Donald Mitchell, Esq., Presiding Officer NH Bureau of Securities Regulation 107 North Main St., State House Rm. 204 Concord, NH 03301

RE:

Local Government Center, Inc., et al. - NH Department of State,

Bureau of Securities Regulation

Subject:

Motion to Clarify and/or for Extension of Time to File Response to

Professional Fire Fighters of New Hampshire's Motion to Intervene

Case No.:

C-2011000036

Dear Attorney Mitchell:

Enclosed for filing in the above-referenced case please find a Motion to Clarify and/or for Extension of Time to File Response to Professional Fire Fighters of New Hampshire's Motion to Intervene on behalf of Local Government Center, Inc., its wholly owned New Hampshire LLC subsidiaries, Local Government Center Real Estate, Inc. and Maura Carroll.

Kindly note that copies of this letter and the within Motion to Clarify have been provided to all interested parties who have appeared in this case to date.

Thank you for your assistance. Please do not hesitate to contact me if you have any questions.

Very truly yours,

Brian M. Quirk

BMQ:mdr Enclosure

cc:

Earle F. Wingate, Esq. William C. Saturley, Esq. Glenn R. Milner, Esq.

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STATE OF NEW HAMPSHIRE DEPARTMENT OF STATE BUREAU OF SECURITIES REGULATION

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IN THE MATTER OF:)
Local Government Center, Inc.;)
Local Government Center Real Estate, Inc.;)
Local Government Center HealthTrust, LLC;)
Local Government Center)
Property-Liability Trust, LLC;)
HealthTrust, Inc.;)
New Hampshire Municipal Association)
Property-Liability Trust, Inc.;).
LGC-HT, LLC;)
Local Government Center Workers')
Compensation Trust, LLC;)
and the following individuals: Maura Carroll,)
Keith R. Burke, Stephen A. Moltenbrey,)
Paul G. Beecher, Robert A. Berry,)
Roderick MacDonald, Peter J. Curro,)
April D. Whittaker, Timothy J. Ruehr,)
Julia N. Griffin, Paula Adriance,)
John P. Bohenko, and John Andrews)

Case Number: C-2011000036

MOTION TO CLARIFY AND/OR FOR EXTENSION OF TIME TO FILE RESPONSE TO PROFESSIONAL FIRE FIGHTERS OF NEW HAMPSHIRE'S MOTION TO INTERVENE

NOW COMES Respondents, Local Government Center, Inc.; Local Government Center Real Estate, Inc.; Local Government Center HealthTrust, LLC; Local Government Center Property-Liability Trust, LLC; HealthTrust, Inc.; New Hampshire Municipal Association Property-Liability Trust, Inc.; LGC-HT, LLC; Local Government Center Workers' Compensation Trust, LLC; and Maura Carroll (collectively, "Instant Respondents"), by and through their attorneys, Preti Flaherty, PLLP, and submit this Motion to Clarify and/or for

Extension of Time to File Response to Professional Fire Fighters of New Hampshire's Motion to Intervene, stating in support thereof as follows:

- 1. The New Hampshire Bureau of Securities Regulation filed a Staff Petition for Relief with the New Hampshire Secretary of State's Office, accusing the Respondents of violating RSA 5-B and RSA 421-B.
- 2. On September 2, 2011, the Secretary of State, William M. Gardner, issued an Order to Cease and Desist; Order to Show Cause; and Hearing Order in response to the Staff Petition.
- 3. On September 6, 2011, the Professional Fire Fighters of New Hampshire (hereafter, "PFFNH") filed a motion requesting permission to intervene in the proceeding and to be considered an "interested party."
- 4. The PFFNH's Motion to Intervene was sent to the home address of the General Counsel of New Hampshire Local Government Center and was received on Monday, September 12, 2011—six (6) days after the date on the Motion to Intervene.
- 5. Instant Respondents intend to file a response to PFFNH's Motion to Intervene, and request ten (10) days after the date of service in which to do so, which would set September 22, 2011 as the deadline for the response.
- 6. It is undersigned counsel's understanding that, as of the date of this Motion, no other Respondents have filed appearances. It is also unclear whether the other respondents have been served with the Secretary of State's Orders or the Motion to Intervene. Further, a structuring conference has been called for October 4, 2011, and it is unclear whether all Respondents will have appeared by that date. Accordingly, the filing of a response by Instant

Respondents on or before September 22, 2011 would not prejudice any of the parties in this matter.

WHEREFORE, the Instant Respondents respectfully request that the Hearing Officer:

- A. Order that any deadline for the filing of a response to the Motion to Intervene be deferred until some date after all Respondents have appeared and have been made aware of the Motion to Intervene; or, alternatively,
- B. Grant the Instant Respondents' Motion requesting that their response to the Motion to Intervene be due on or before September 22, 2011; and
- C. Grant such other and further relief, as may be deemed proper and just.

Respectfully submitted,

Local Government Center, Inc.; Local Government Center Real Estate, Inc.; Local Government Center HealthTrust, LLC; Local Government HealthTrust, LLC; Local Government Center Property-Liability Trust, LLC; HealthTrust, Inc.; New Hampshire Municipal Association Property-Liability Trust, Inc.; LGC-HT, LLC; Local Government Center Workers' Compensation Trust, LLC; and Maura Carroll,

By Their Attorneys: PRETI FLAHERTY, PLLP

Dated: September 19, 2011

/s/ Brian M. Quirk

Brian M. Quirk, NHBA #12526 PO Box 1318

Concord, NH 03302-1318

Tel.: 603-410-1500 Fax: 603-410-1501

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CERTIFICATE OF SERVICE

I hereby certify that I have this 19th day of September 2011, forwarded copies of the within Motion to Clarify and/or for Extension of Time to File Response to Professional Fire Fighters of New Hampshire's Motion to Intervene to Earle F. Wingate, Esq., Staff Attorney, New Hampshire Bureau of Securities Regulation, and to Glenn R. Milner, Esq. counsel for Professional Fire Fighters of New Hampshire.

/s/ Bria	n M. Qı	uirk	
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